



Attorney Docket No.: 67736RCE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : HELFENSTEIN et al.
Serial No. : 09/630,625
Confirm. No. : 6857
Filed : August 1, 2000
For : DETERMINATION...
Art Unit : 2854
Examiner : NGUYEN, A
Dated : March 1, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 1.136 (a)

Sir:

The Office Action dated September 1, 2004 provided for a shortened statutory period for response of three months.

The shortened statutory period expired December 1, 2004.

Since the attached response is being filed within the third month pursuant to 37 CFR 1.136(a) Applicant attaches a Credit Card Payment Form and respectfully requests the Examiner to charge the appropriate petition fee of \$1,020.00 (fee code 1253).

Respectfully submitted
for Applicant(s),

03/04/2005 JBALINAH 00000086 09630625

01 FC:1253

1020.00 OP

By:

John James McGlew 51,859
15/F

John James McGlew

Reg. No.: 31,903

For: MCGLEW AND TUTTLE, P.C.

00 FC:

JJM/DWK:jms

Enclosed: Credit Card Payment Form
67736RCE.5

DATED: March 1, 2005
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND
TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO
OUR DEPOSIT ACCOUNT 13-0410.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS
MAIL IN AN ENVELOPE ADDRESSED TO:

COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA
22313-1450, EXPRESS MAIL NO. EV436438593US.

McGLEW AND TUTTLE, P.C.

BY: Maria Neill DATE: March 1, 2005